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Attorneys for Plaintiff, Cross Defendant, Third Party Defendant,
Counter Defendant and Counter Claimant KFD Enterprises, Inc.,
a California corporation dba Norman's Dry Cleaner, and
Third Party Defendant Kenneth Daer

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

KFD ENTERPRISES, INC., a
California corporation dba Norman's Dry
Cleaner,

Plaintiff,

vs.

CITY OF EUREKA, et al.

Defendants.

AND RELATED COUNTER AND CROSS
CLAIMS

Case No.: 3:08-CV-04571 MMC

**JOINT STIPULATION AND REQUEST TO
APPEAR TELEPHONICALLY AT THE
CASE MANAGEMENT CONFERENCE;
[PROPOSED] ORDER**

Date: January 28, 2011

Time: 10:30 a.m.

Dept: Honorable Maxine M. Chesney

Plaintiff, Cross Defendant, Third Party Defendant, Counter Defendant and Counter Claimant
KFD Enterprises, Inc. and Third Party Defendant Kenneth Daer (collectively "KFD"), Defendant,
Counter Claimant and Third Party Plaintiff City of Eureka ("Eureka"), Defendant, Cross Defendant,
Third Party Defendant and Third Party Plaintiff Unocal Corporation ("Unocal"), and Defendants
Cross Defendants, Third Party Defendants, and Counter Claimants Union Oil Company of
California ("Union Oil") and Chevron Corporation ("Chevron"), Defendant and Cross Defendant
R.R. Street & Co. Inc. ("Street"), Defendant and Cross Defendant Fimbimatic SpA ("Fimbimatic"),
Defendant and Third Party Defendant Environmental Resolutions, Inc. ("ERI"), Defendants and
Third Party Defendants Multimatic LLC, Multimatic Dry Cleaning Machine Corporation and The

Kirrberg Corporation (collectively “Multimatic”), and Cross Defendant, Third Party Defendant, Counter Claimant and Counter Defendant Winzler & Kelly (“Winzler”) (collectively “the Parties”) hereby stipulate as follows:

The Parties shall appear telephonically at the Case Management Conference scheduled for January 28, 2011 at 10:30 a.m. The conference call will be arranged by counsel for Plaintiff KFD and once all parties have joined the call, the Parties will contact the court directly at a number designated by the Court. Alternatively, if the Court prefers, it may contact Plaintiff KFD’s counsel at (805) 963-9090 and Plaintiff will conference the Court into the call.

Pursuant to this stipulation, the Parties respectfully request that the Court issue an order allowing the Parties to appear telephonically at the Case Management Conference scheduled for January 28, 2011 at 10:30 a.m. before the Honorable Maxine M. Chesney.

Dated: January 27, 2011

GREBEN & ASSOCIATES

/s/ Jan Greben

JAN A. GREBEN

DANIELLE DE SMETH

Plaintiff, Cross Defendant, Third Party Defendant,
Counter Claimant KFD ENTERPRISES INC., a
California corporation dba Norman’s Dry Cleaner; and
Third Party Defendant KENNETH DAER

Dated: January 27, 2011

DAVIDOVITZ & BENNETT LLP

/s/ Moris Davidovitz

MORIS DAVIDOVITZ

CHARLES BOLCOM

Defendant, Third Party Plaintiff, Counterclaimant
CITY OF EUREKA

Dated: January 27, 2011

GORDON & REES, LLP

/s/ George Acero

KATHLEEN M. RHOADS

GEORGE A. ACERO

Defendant and Third Party Defendant
ENVIRONMENTAL RESOLUTIONS, INC.

1 Dated: January 27, 2011

HICKS THOMAS LLP

2
3 /s/ Eric Grant

ERIC GRANT

JOHN B. THOMAS

JAY N. GROSS

Defendant and Cross Defendants R.R. STREET
& CO. INC. and FIRBIMATIC SpA

6 Dated: January 27, 2011

GLYNN & FINLEY, LLP

7
8 /s/ Andrew Mortl

ANDREW T. MORTL

PATRICIA BONHEYO

Defendant, Cross-Defendant, Third Party Plaintiff, and
Third Party Defendant UNOCAL CORPORATION;
and Defendants, Cross-Defendants, and Third Party
Defendants UNION OIL COMPANY OF
CALIFORNIA; and CHEVRON CORPORATION

13 Dated: January 27, 2011

DONGELL LAWRENCE FINNEY LLP

14
15 /s/ Ian Culver

THOMAS F. VANDENBURG

IAN P. CULVER

Defendant and Cross Defendant MULTIMATIC LLC,
THE KIRRBURG CORPORATION, and
MULTIMATIC DRY CLEANING MACHINE
CORPORATION

19 Dated: January 27, 2011

SEVERSON & WERSON

20
21 /s/ Peter Lyon

DAVID A. ERICKSEN

PETER C. LYON

NANNETTE DE LARA

Third Party Defendant, Cross Defendant, Counter
Claimant and Counter Defendant WINZLER &
KELLY

~~[PROPOSED]~~ ORDER

IT IS HEREBY ORDERED THAT:

1. The Parties request to appear telephonically at the Case Management Conference on January 28, 2011 is ~~GRANTED~~ DENIED as unsupported by good cause and untimely. See Civil L.R. 16-10(a) (providing "[r]equests to participate in the conference by telephone must be filed and served at least 7 days before the conference").

____ The Parties shall dial into the conference call scheduled by Plaintiff and will collectively call the Court at: _____.

____ The Court shall contact Plaintiff's counsel at (805) 963-9090, and Plaintiff will arrange to have the Court connected to the conference call.

Dated: January 27, 2011



HONORABLE MAXINE M. CHESNEY
UNITED STATES DISTRICT JUDGE